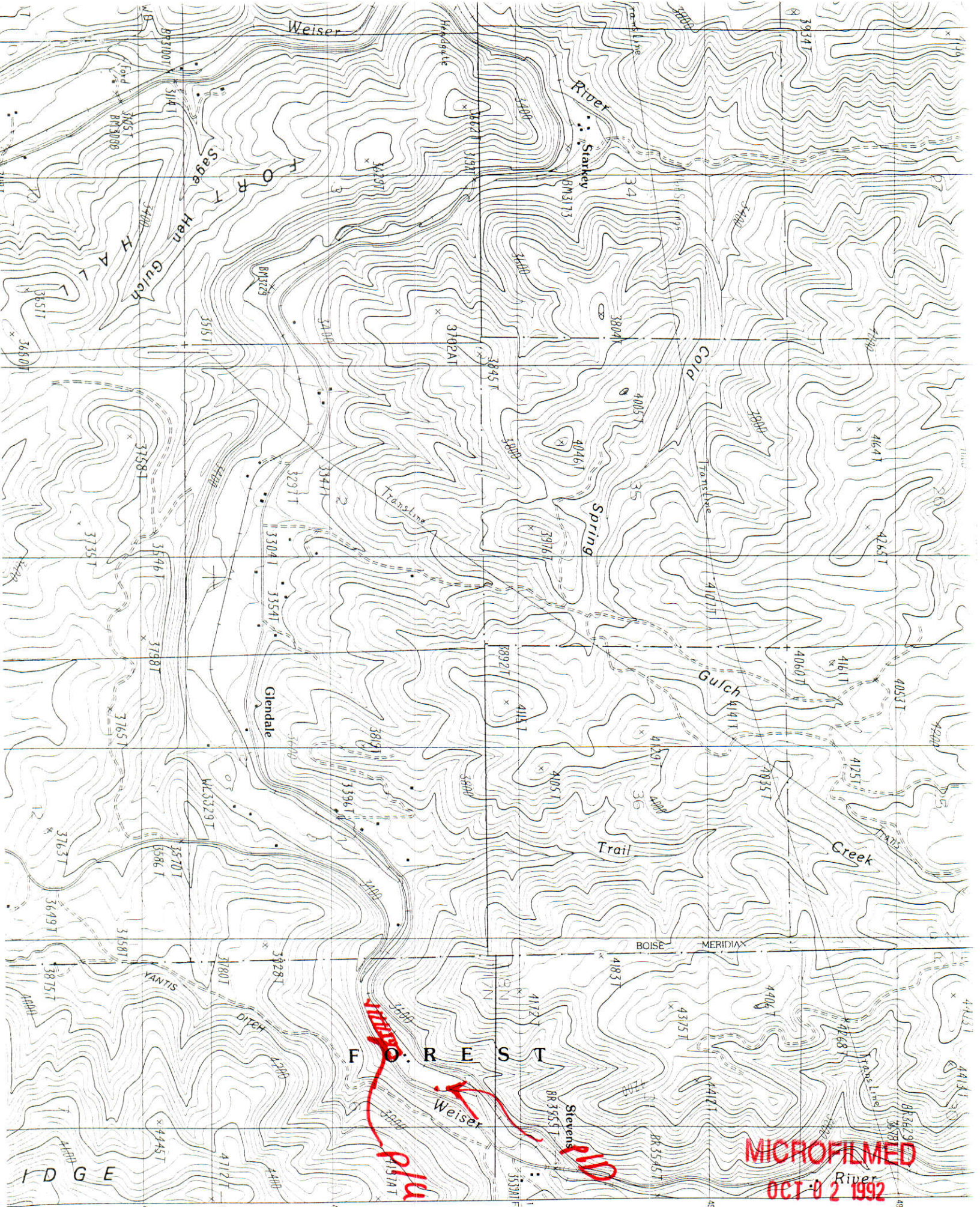




T 17N, R 1E, Sec. 6

AG7-04147

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-04147
Date Received: 6/21/1989
Receipt No: W003322
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES C HAIGHT 208-253-4229
Address: 2755 HWY 95
BOX 425
COUNCIL ID 83612

Name: SALLEY D HAIGHT 208-253-4229
Address: 2755 HWY 95
BOX 425
COUNCIL ID 83612

2. Date of Priority: JUN 1, 1948

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01E	6	SE	NW			ADAMS

5. Description of diverting works:
DAM, PIPELINE, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.050		16.00

7. Total Quantity Appropriated is:
0.050 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01E	6	SE NW		IRR	4.0
Section Acres						4.0
Total Acres						4.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 5088 APPROVED 29 SEP 1997.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 5088 IN FILE.

APPROVAL OF TRANSFER NO. 5088 DOES NOT CONFIRM CLAIMED
RIGHT NO. 67-04147.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA
PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS
ABOVE.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and
understand the form entitled "How you will receive notice in the Snake River
Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay
a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the
foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

WR0749NP
No. 67-04147

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/17/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES C HAIGHT	06/01/1948	IRRIGATION	04/01 10/31	0.050 CFS	16.00 AFA
C	SALLEY D HAIGHT					
	2755 HWY 95			TOTAL DIVERSION:	0.050 CFS	16.00 AFA
	BOX 425					
	COUNCIL ID 83612					
	(208) 253-4229					

Water Source: WEISER RIVER

Tributary to: SNAKE RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T17N R01E S06 SENW ADAMS County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM
17N	01E	6	:	:	:	:	:	:	:	:	:	:	:	:	:	:
															TOTAL ACRES	4.0

Pou County: ADAMS

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
- R02 - A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN Approval of Transfer No. 5088 does not confirm Claimed Right No. 67-04147.
This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Dates: App. Received: Priority Date: 06/01/1948
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 67 Field Exam Fee:

WR0749NP
No. 67-04147

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/17/98
PAGE: 2

=====
Comments: Date: 09/19/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 5088
Transfer No. 5088 changes the source under Right No. 67-04147.

Audit: 02/11/85 05/01/88 CONVERT 05/30/97 STAYLOR 09/19/97 PSKAGGS
09/19/97 PSKAGGS 09/29/97 PSKAGGS

W. J. A. J.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED

OCT - 1 1997

WATER RESOURCES
WESTERN REGION

TRANSFER NO. 5088
WATER RIGHT NO. 67-04147

This is to certify that: **CHARLES C HAIGHT**
SALLEY D HAIGHT
2755 HWY 95
BOX 425
COUNCIL ID 83612

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.05 CFS	16.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
WEISER RIVER	SNAKE RIVER

Priority: 06/01/1948

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 6, Township 17N, Range 01E
ADAMS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
17N	01E	6	SENW	4		4

Total number of acres irrigated: 4

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

TRANSFER NO. 5088
WATER RIGHT NO. 67-04147

CONDITIONS OF APPROVAL AND REMARKS

6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Approval of Transfer No. 5088 does not confirm Claimed Right No. 67-04147.

Dated this 29th day of September, 1997.

J. Glen Saxton
Chief, Water Allocation Bureau

Comment letter to
Sandy Meyers, reference
Lost Valley shares.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

APPLICANT Haight

TRANSFER NO. 5088

INITIAL ALLOCATION REVIEW BY g
SRBA SUPERVISOR REVIEW BY g

DATE 5/12/97
DATE _____

1. Right number(s) 67-04147

2. Type of right ☐ Decree ☐ License ☒ Statutory Claim
☐ SRBA Beneficial Use Claim

3. Purpose of transfer ☒ Change P/D ☐ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Source ☐ Split Right
☒ Other: clarify & change source

4. Check Existing Right:
☒ Source ☒ Priority ☐ Amount ☐ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

5. Check Proposed Right for amount of land &/or water transferred:

☒ Also see attached memo for more analysis information

- a. ☒ All of right
- b. N/A Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred
- h. N/A Expansion in use of right - Comments: _____

RECEIVED
AUG 07 1997
Department of Water Resources

T# 5088

Page 1 of 4

STATE OF IDAHO

Transfer No. 5088

RECEIVED

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

AUG 07 1997

PART 1

Name of Applicant Charles C. &/or Sally D. HaightPhone 208-253-4229Postal address 2755 Hwy 95 Box 425City/Council CouncilSt. ID 83612 Zip 83612

A. PURPOSE OF THE TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Change/clarify source
2. Describe reason for the proposed changes: Move point of diversion from ditch to pump station. Codify a source change which occurred prior to 1987.

B. DESCRIPTION OF RIGHT(S), OR PORTIONS THEREOF, AFTER THE REQUESTED CHANGE (or ☐ see Attachment _____)

1. Right No.	Priority	Amount (cfs, ac-ft)	Nature of use	Period of Use
<u>67-04147</u>	<u>6-1-1948</u>	<u>.05 cfs</u>	<u>IRRIGATION</u>	<u>4-1</u> to <u>10-31</u>
				to
				to
				to

2. Total diversion rate/volume being transferred: .05 cfs and/or _____ ac-ft per annum
3. Source of water: Weiser River, tributary to: Snake River (or ☐ see Attachment _____)
4. Points of diversion (or ☐ see Attachment _____):

Twp.	Rge.	Sec.	1/4	1/4	1/4	Lot	County	Local diversion name / Local landmark
<u>17N</u>	<u>1E</u>	<u>6</u>		<u>SE</u>	<u>NW</u>		<u>Adams</u>	

5. Lands irrigated or place of use (or ☐ see Attachment _____):

T W P	R g e	S e c	NE				NW				SW				SE				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>17N</u>	<u>1E</u>	<u>6</u>								<u>4</u>									<u>4</u>

Total acres 4☐ Permissible place of use, actual acreage irrigated not to exceed _____ acres per year.

PART 1, CONTINUED

6. General information:

a. Description of new diversion system (or ☐ see Attachment _____): 5-10 HP Berkeley pump,
200' lift into flex hoses or into existing ditches for irrigation.
for sprinklers

b. Remarks (or ☐ see Attachment _____): Present ditch diversion on USFS land has washed
out. Applicant plans to establish a pump site on his property
and abandon ditch. See historical narrative of use, attached.

PLEASE READ THIS SECTION CAREFULLY

Is there a current lien, mortgage or deed of trust on the property? Yes No *N/A - point of
If yes, please complete Part 2, item 6. diversion only

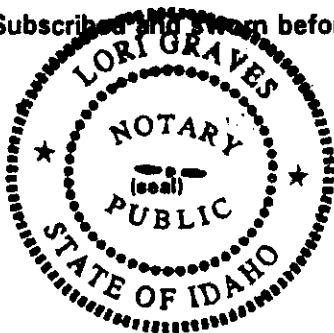
Has any portion of this right(s) undergone a period of 5 or more consecutive years of non-use? Yes No
If yes, please attach an explanation of circumstances and label it as noted in Part 2, item 9(g).

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the right(s), and that the information contained in this application is true to the best of my knowledge. I understand that I am responsible for the accuracy and completeness of the application even though I may have been assisted in the preparation of the application.

I understand that any willful misrepresentation made in this application may result in voiding the transfer approval.

x Charles D. Light
(Signature and Title of Applicant)

Subscribed and sworn before me on this 26 day of March, 19 97.



Lori Graves
(Signature of Notary Public)

My commission expires: 6/18/98

FOR DEPARTMENT USE ONLY

Transfer contains 4 pages and 5 attachments

Received by CH Date 3/26/97 Fee 100

Received by CH Date 3/26/97 # W02271

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-04147
Date Received: 6/21/1989
Receipt No: W003322
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES C. HAIGHT 208-253-4229
Address: BOX 425
COUNCIL, ID 83612

OR
Name: SALLEY D. HAIGHT 208-253-4229
Address: BOX 425
COUNCIL, ID 83612

2. Date of Priority: JUN 01, 1948

3. Source: WEISER RIVER, E. FORK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01E	6	SE	NW			ADAMS

5. Description of diverting works:
DAM, PIPELINE, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/31	0.050		
STOCKWATER	04/01	11/31			

7. Total Quantity Appropriated is:
0.050 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCK DRINK OUT OF DITCH

A67-04147

Page 1

Date: 06/21/89

MICROFILMED
OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	01E	6	SE	NW		IRR	4.0
Section Acres							4.0
Total Acres							4.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

For Individuals:

Signature of Claimant(s): x Charles C. Bayliff Date: x June 21, 1989
Date: _____

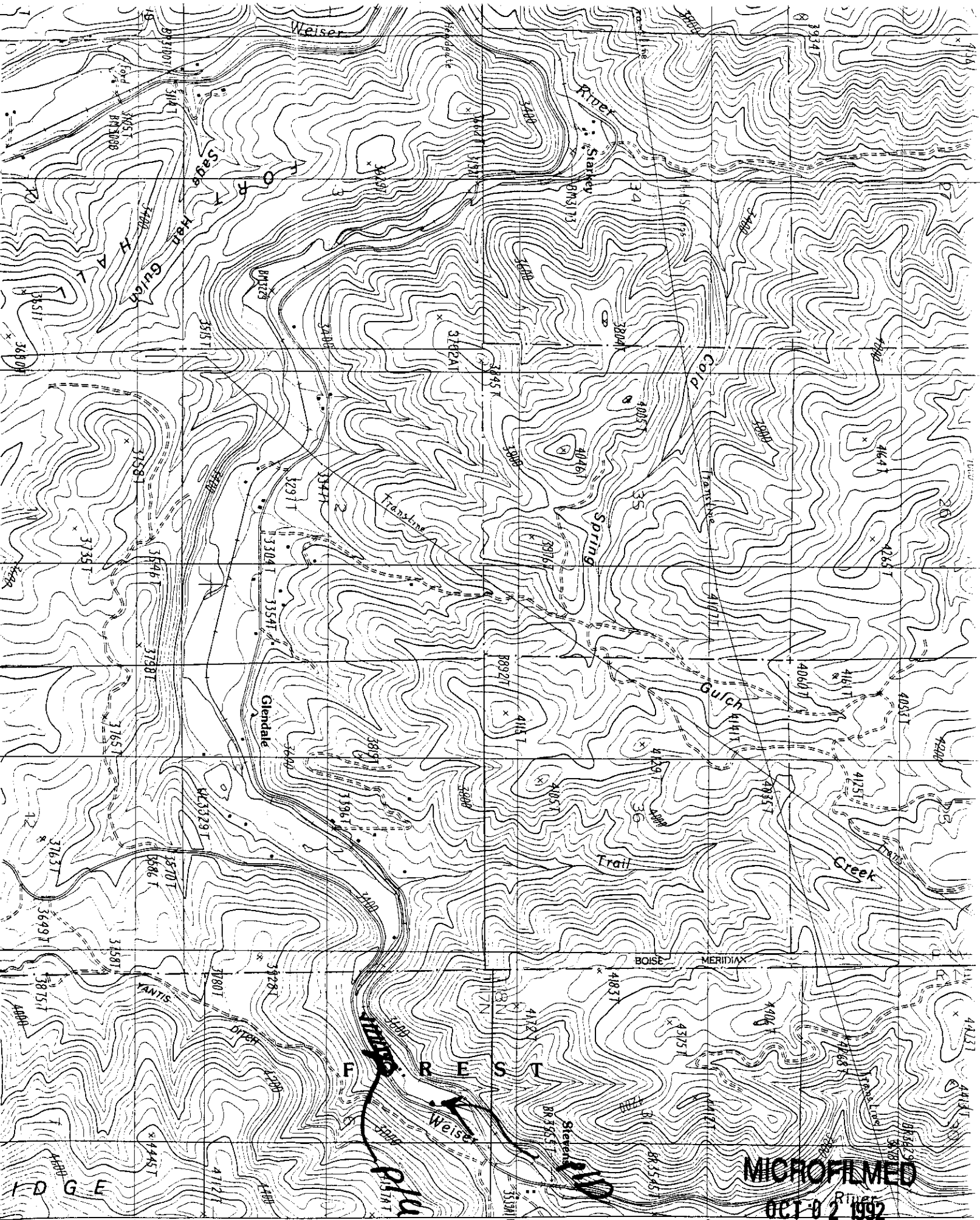
State of Idaho)
County of *Ada*) SS.

Subscribed and sworn (or affirmed) before me this 21 day
of June 19 89 Linda W.
Notary Public

Linda Werner
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires December 8, 1994



MICROFILMED

OCT 02 1992

T17N, R1E, Sec. 6

AG7-04147

MEMORANDUM

TO: FILE NO. 67-04147

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 5088

DATE: September 19, 1997

=====

Transfer No. 5088 changes the source under Right No. 67-04147 from unnamed stream to the tributary Weiser River, reflecting a change from the originally claimed source. The change occurred prior to 1987 and the SRBA Claim identifies the Weiser River also.

Season of use and diversion volume were adjusted to current standards. Recommended conditions include non-confirmation of claim, watermaster control, lockable device, irrigation overlap and standard transfer conditions.

REVIEWER'S MEMO

May 12, 1997

TO: Transfer File 67-04147
FROM: Lori Graves

RECEIVED

NOV 14 1997

WATER RESOURCES
WESTERN REGION

This transfer was filed to fix and update previous records. In a nutshell, 67-04147 originally listed an unnamed stream as the source for irrigation and stockwater use but has used the Weiser River p/d listed for 67-04095 prior to 1986. 67-04095 was abandoned sometime between 1976 and 1986 and discontinued using the p/d. This p/d was then washed out by the 1997 flood. Old records and SRBA claim listed Weiser River, East Fork as the source, which is NE of the washed out p/d. The actual source for this p/d is the Weiser River. The stockwater use a spring source represented by 67-04146. The Weiser River diversion system is not used for stockwater (per telecon with applicant 5/14/97).

Since the p/d washed out, the applicant now wants to re-establish a new p/d closer to home for a more efficient system.

The transfer is based on a statutory claim. A field verification is not necessary due to the sufficient documentation and affidavits submitted. Napp photography supports the irrigation use.

In regards to overlaps, one affidavit mentioned Lost Valley shares also used for the property. This overlap does not show up on IDWR records because the acres have yet to be determined. Otherwise, no other rights are used.

Based on the above information, I recommend this transfer be processed as submitted.